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Counsel for the Harry Holt Plaintiffs

## UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

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	:	
In re:	:	
•	:	Chapter 11
ALPER HOLDINGS USA, INC.,	:	-
	:	Case No. 07-12148 (BRL)
Debtor.	:	
	:	
	X	

## **NOTICE OF APPEAL**

Pursuant to 28 U.S.C. § 158(a)(1) and Federal Rules of Bankruptcy Procedure 8001(a) and 8002, the Harry Holt Plaintiffs, by and through their undersigned counsel, hereby give notice of appeal to the United States District Court for the Southern District of New York from the Bankruptcy Court's Memorandum Decision and Order Granting Objections of Alper Holdings USA, Inc. to Proofs of Claim filed by (i) Armstrong Plaintiffs and (ii) Holt Plaintiffs (Docket No. 157), entered on February 25, 2008. This Notice of Appeal is timely pursuant to

<sup>&</sup>lt;sup>1</sup> The "Harry Holt Plaintiffs" are Harry Holt (now deceased), Beatrice Holt, Sheila Holt-Orsted, Jasmine Orsted, Bonita Holt, O'Brian Holt, Brandon Holt, Patrick Holt, Bianca Bentley, Demetrius Holt and David Brown. Each is a plaintiff in the personal injury action *Harry Holt, et al. v. Scovill, et al.*, originally docketed at case number CV-1882 on the docket of the Circuit Court of Dickson County, Tennessee and subsequently removed to the United States District Court for the Middle District of Tennessee and docketed at case number 3:07-cv-00727.

Federal Rules of Bankruptcy Procedure 8002 and 9006. In accordance with Rule of Bankruptcy Procedure 8001(a), the parties to the Order appealed from and the names, addresses, and telephone numbers of their respective attorneys are as follows:

Alper Holdings USA, Inc. Attn: Robert Bertellotti 245 Park Avenue 24th Floor New York, New York 10137 Luc A. Despins, Esq.
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Debtor, Alper Holdings USA, Inc.

Counsel for Debtor, Alper Holdings USA, Inc.

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Harry Holt, deceased
Beatrice Holt
Sheila Holt-Orsted
Jasmine Orsted, a minor
Bonita Holt
O'Brian Holt
Brandon Holt
Patrick Holt
Bianca Bentley, a minor
Demetrius Holt
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Harry Holt Plaintiffs

Dated: March 6th, 2008

Respectfully submitted,

By: \_\_\_/s/Lorraine S. McGowen

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## CERTIFICATE OF SERVICE

I certify that on this 6th day of March, 2008, the foregoing Notice of Appeal was

served via United States first class mail, postage prepaid, to:

Alper Holdings USA, Inc. Attn: Robert Bertellotti 245 Park Avenue 24th Floor

New York, New York 10137

Debtor, Alper Holdings USA, Inc.

Office of the United States Trustee for the Southern District of New York Attn: Alicia Leonhard, Esq. 33 Whitehall Street - 21st Floor New York, New York 10004

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